

JAN 20 8 56 AM '04

TRUSTEE'S DEED463 PG 168
W.E. DAVIS CH. CLK.

WHEREAS, on July 31, 2002, Christopher R. Johnson, executed a Deed of Trust to Mary Austin Monteith, Trustee for the use and benefit of RWH Properties, LLC which Deed of Trust is on file and of record in the office of the Chancery Clerk of DeSoto County, Mississippi, in Deed of Trust Book 1543, at Page 518 thereof; further assigned to BancorpSouth Bank, recorded in Book 1550, Page 610 and further assigned to RWH Properties, LLC, recorded in Book 1867, Page 126 and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust and the entire indebtedness secured thereby having been declared to be due and payable in accordance with the terms of said Deed of Trust, RWH Properties, LLC, the legal holder of said indebtedness, having requested the undersigned Trustee to execute the trust and sell said land and property described in said Deed of Trust in accordance with the terms of said Deed of Trust for the purpose of raising the sums due thereunder, together with attorney's fees, trustee's fees and expenses of sale; and

WHEREAS, the undersigned Trustee in accordance with terms of said Deed of Trust and the laws of the State of Mississippi did advertise said sale in the DeSoto Times, a newspaper published in the City of Southaven, County of DeSoto, State of Mississippi, on the following dates, to-wit: December 24, 31, 2003, - January 7, 14, 2004, which is more fully shown by the original Proof of Publication which is attached hereto as Exhibit "A" and made a part hereof as though fully copied herein in words and figures; and by posting on the 30th day of December, 2003, a copy of the Trustee's Notice of Sale on the bulletin board of the County Courthouse of DeSoto, Mississippi; and

WHEREAS, on the 15th day of January, 2004, at the East front door of the DeSoto County Courthouse, at Hernando, Mississippi, between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m., the undersigned Trustee did offer for sale at public outcry and did sell to the highest bidder for cash the following described land and property situated in DeSoto County, Mississippi, to-wit:

Lot 9, Hallum Estates Subdivision, located in Section 25, Township 1 South, Range 9 West, DeSoto County, Mississippi, as recorded in Plat Book 74, Page 14 in the office of the Chancery Clerk of DeSoto County, Mississippi.

WHEREAS, the undersigned Trustee offered the above described property for sale at public outcry as set forth above, and there appeared at said sale an agent for RWH Properties, LLC, bidding the sum of \$111,546.06 for all of the above-described property and said property was struck off to RWH Properties, LLC, for said amount, and said bidder was declared the purchaser thereof.

NOW THEREFORE, in consideration of the premises and the sum of \$111,546.06, cash in hand paid, the receipt of which is hereby acknowledged, Mary Austin Monteith, TRUSTEE, does hereby sell and convey to RWH Properties, LLC, all of the above-described property, conveying only such title as is vested in him as Trustee.

WITNESS MY SIGNATURE on this the 15th day of January, 2004.

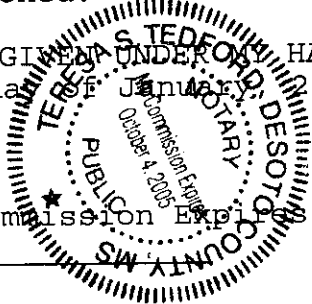

Mary Austin Monteith, Trustee

STATE OF MISSISSIPPI
COUNTY OF DeSoto

PERSONALLY came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Mary Austin Monteith, TRUSTEE in the above and foregoing instrument of writing, who acknowledged to me that she, as said Trustee, signed and delivered the above and foregoing instrument of writing on the day and year and for the purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 15th day of January, 2004.

My Commission Expires:



[Signature]
NOTARY PUBLIC

Grantor: Mary Austin Monteith
6928 Cobblestone Drive, Suite 100
Southaven, MS 38672 662-890-7575

Grantee: RWH Properties, LLC
P. O. Box 150
Southaven, MS 38672
N/A

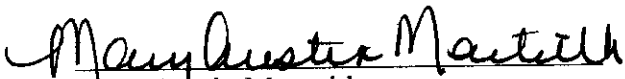
PREPARED BY: Austin Law Firm, P.A.
6928 Cobblestone Drive, Suite 100
Southaven, Mississippi 38672
(662) 890-7575

AFFIDAVIT OF FORECLOSURE SALE

STATE OF MISSISSIPPI
COUNTY OF DESOTO

THE UNDERSIGNED, after having been first duly sworn, state upon oath that they personally witnessed and/or participated in a public foreclosure sale conducted on **January 15, 2004** at 3:45 P.M., held at the East front door of the DeSoto County Courthouse located in Hernando, Mississippi, in DeSoto County Mississippi, wherein certain property, particularly described in the Trustee's Notice of Sale, which was read at the Sale (a true and correct copy of which is attached hereto as an exhibit), was sold at public outcry by Mary Austin Monteith, Trustee, to RWH Properties, LLC, highest bidder at said sale, for the sum of \$ 111,546.06.

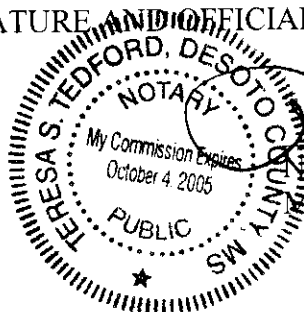
Witness our Signatures, on this the 15th day of January, 2004


Mary Austin Monteith
6928 Cobblestone Drive Suite 100,
Southaven, MS 38672

STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally came and appeared before me, the undersigned authority in and for the aforesaid jurisdiction, the within named Mary Austin Monteith and, who acknowledged that they witnessed and/or participated in the foreclosure sale as set forth in the above and foregoing instrument of writing on the day therein mentioned.

WITNESS MY SIGNATURE AND OFFICIAL SEAL OF OFFICE, this the 15th day of January, 2004

 _____
Notary Public
My Commission Expires: _____

TRUSTEE'S NOTICE OF SALE

WHEREAS, on July 31, 2002, Christopher R. Johnson, executed a Deed of Trust to Mary Austin Monteith, as Trustee for the benefit of RWH Properties, LLC., which Deed of Trust is recorded in Trust Deed Book 1543, Page 518, in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, the said RWH Properties, LLC., has heretofore assigned to BancorpSouth Bank the aforesaid deed of trust together with the indebtedness secured thereby by instrument dated July 31, 2002, and recorded in the aforesaid Chancery Clerk's Office in Book 1550, Page 610; and

WHEREAS, the said BancorpSouth Bank has heretofore assigned to RWH Properties, LLC., the aforesaid deed of trust together with the indebtedness secured thereby by instrument dated November, 7, 2003, and recorded in the aforesaid Chancery Clerk's Office in Book 1867, Page 126; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said Deed of Trust, and the legal holder of said indebtedness, RWH Properties, LLC., having requested the undersigned Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees Trustee's fees and expenses of sale;

NOW, THEREFORE, I, Mary Austin Monteith, Trustee in said Deed of Trust, will on the **January 15, 2003**, offer for sale and will sell at public outcry, to the highest bidder for cash, within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M) at the east front door of the County Courthouse in Hernando, DeSoto County, State of Mississippi, the following described property as follows:

Lot 9 Hallum Estates Subdivision, located in Section 25, Township 1 South, Range 9 west, DeSoto County, Mississippi, as recorded in Plat Book 74, Page 14, in the office of the Chancery Clerk of DeSoto County, Mississippi.

I will convey only such title as is vested in Trustee.

WITNESS MY SIGNATURE this the 17th day of December, 2003.

Mary Austin Monteith
Mary Austin Monteith, Trustee

STATE MS.-DESOTO CO.
CLERK

Publish: December 24, 31 January 7, 14, 2003

DEC 30 9 10 AM '03

POSTED
ON: 12/30/03
W.E. Davis - Desoto Co. Chancery Clerk
By: *Kerri Chalmer* DC

PG
CH. CLK.



PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times Today, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

TRUSTEE'S NOTICE OF SALE
WHEREAS, on July 31, 2002, Christopher R. Johnson, executed a Deed of Trust in favor of Mary Austin Monteith, as Trustee for the benefit of RWH Properties, LLC, which Deed of Trust is recorded in Trust Deed of Book 1543, Page 518, in the office of the Chancery Clerk of DeSoto County, Mississippi; and
WHEREAS, the said RWH Properties, LLC, has heretofore assigned to BancorpSouth Bank the aforesaid deed of trust together with the indebtedness secured thereby by instrument dated July 31, 2002, and recorded in the aforesaid Chancery Clerk's Office in Book 1550, Page 610; and
WHEREAS, the said BancorpSouth Bank has heretofore assigned to RWH Properties, LLC, the aforesaid deed of trust together with the indebtedness secured thereby by instrument dated November 7, 2003, and recorded in the aforesaid Chancery Clerk's Office in Book 1867, Page 126; and
WHEREAS, default having been made in the terms and conditions of said Deed of Trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said Deed of Trust, and the legal holder of said indebtedness, RWH Properties, LLC, having requested the undersigned Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Trustee's fees and expenses of sale;
NOW, THEREFORE, I, Mary Austin Monteith, Trustee in said Deed of Trust, will on the January 15, 2004, offer for sale and will sell at public outcry, to the highest bidder for cash, within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.) at the east front door of the County Courthouse in Hernando, DeSoto County, State of Mississippi, the following described property as follows:
Lot 9 Hallum Estates Subdivision, located in Section 25, Township 1 South, Range 9 west, DeSoto County, Mississippi, as recorded in Plat Book 74, Page 14, in the office of the Chancery Clerk of DeSoto County, Mississippi.
I will convey only such title as is vested in Trustee.
WITNESS MY SIGNATURE, this the 17th day of December, 2003.
Mary Austin Monteith, Trustee
Dec. 24, 31, 2003, Jan. 7, 14, 2004

Volume No. 108 on the 24 day of Dec., 2003

Volume No. 108 on the 31 day of Dec., 2003

Volume No. _____ on the _____ day of _____, 2003

Volume No. 109 on the 7 day of Jan., 2004

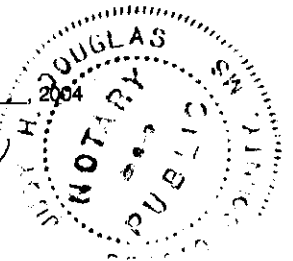
Volume No. 109 on the 14 day of Jan., 2004

Diane Smith

Sworn to and subscribed before me, this 16 day of Jan., 2004

BY Judy M. Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: JANUARY 16, 2005
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



A. Single first insertion of 373 words @ .12 \$ 44.76

B. 3 subsequent insertions of 1119 words @ .10 \$ 111.90

C. Making proof of publication and depositing to same \$ 3.00

TOTAL PUBLISHER'S FEE: \$ 159.66

- On the Square- Hernando, MS 38632 • 601.429.6397 • Fax: 429.5229
by 51 North, Southaven, MS 38671 • 601.393.6397 • Fax: 393.6463